



PTO/SB/21 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/717,402

Filing Date

November 19, 2003

First Named Inventor

Randall J. Huebner

Art Unit

3733

Examiner Name

Anuradha Ramana

Attorney Docket Number

ACM 356

**ENCLOSURES (Check all that apply)**☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/  
Incomplete Application☐Reply to Missing Parts  
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a  
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) \_\_\_\_\_

☐

Landscape Table on CD

☒

After Allowance Communication to TC

☐Appeal Communication to Board  
of Appeals and Interferences☐Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify  
below):

1. Return receipt postcard

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Kolisch Hartwell, P.C.

Signature

Printed name

James R. Abney

Date

January 9, 2007

Reg. No.

42,253

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Christina Rainey

Typed or printed name

Christina Rainey

Date

January 9, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Date: January 9, 2007

RANDALL J. HUEBNER

Docket No.: ACM 356

Serial No. : 10/717,402

Art Unit: 3733

Filed : November 19, 2003

Examiner: Anuradha Ramana

For : DEFORMABLE BONE PLATES

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**RESPONSE TO OFFICE COMMUNICATION ACCOMPANYING  
NOTICE OF ALLOWANCE AND FEE(S) DUE REQUESTING A  
STATEMENT OF THE SUBSTANCE OF THE INTERVIEW**

Applicant received a Notice of Allowance and Fee(s) Due dated December 14, 2006 on the above-identified patent application. The Notice of Allowance included an Interview Summary and an associated Examiner's Amendment discussing a telephone interview relating to the application that occurred on December 1, 2006. The Interview Summary stated that applicant should file a "statement of the substance of the interview." This communication is responsive to that request.

Applicant's representative, Stanley M. Hollenberg, and Patent Examiner Anuradha Ramana participated in a telephone interview on December 1, 2006. The interview followed an Office action dated November 29, 2006. In the interview, Mr. Hollenberg and Examiner Ramana discussed and reached agreement regarding minor amendments to claims 41, 51, and 54, and to the specification. These amendments are fully described in the Examiner's Amendment that accompanies the Interview Summary

and Notice of Allowance. Examiner Ramana indicated that the application, including claims 41, 51, and 54, should now be in condition for allowance. The interview did not involve any exhibits or demonstrations or discussion of any specific prior art.

Applicant believes that this communication is fully responsive to the request for a statement of the substance of the interview. However, if there are any remaining issues, please contact the undersigned attorney of record.


**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on January 9, 2007.

  
Christina Rainey

Respectfully submitted;

KOLISCH HARTWELL, P.C.

  
James R. Abney  
Registration No. 42,253  
Customer No. 23581  
520 S.W. Yamhill Street, Suite 200  
Portland, Oregon 97204  
Telephone: (503) 224-6655  
Facsimile: (503) 295-6679  
Attorney of Record